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MEMORANDUM

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Arizona Corporation Commission

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TO: Docket Control Center

FROM: Steven M. Olea  
Director  
Utilities Division

2014 JAN 13 P 2: 52

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DATE: January 13, 2014

RE: BACA FLOAT WATER COMPANY – REQUEST FOR EXTENSION OF COMPLIANCE DEADLINE (DOCKET NO. WS-01678A-07-0116)

In Decision No. 69949, dated October 30, 2007, the Arizona Corporation Commission (“Commission”) approved the application of Baca Float Water Company (“Baca Float” or “Company”) for an extension of its existing certificate of convenience and necessity for water service.

As part of Decision No. 69949, the Commission ordered the following:

**“... Baca Float Water Company shall file with Docket Control as a compliance item in this docket, a copy of the ADEQ Approval to Construct the facilities needed to serve the first phase of development in the requested area within two years of the effective date of this decision.”**

Based on the October 30, 2007 date of Decision No. 69949 and the Commission’s two year requirement, the original due date for Arizona Department of Environmental Quality (“ADEQ”) Approval to Construct (“ATC”) filing was on or about October 30, 2009. Commission Decision No. 71437 subsequently extended the ATC due date to October 30, 2011, and Decision No. 72677 extended it further to the current due date of September 30, 2013.

On September 30, 2013, Boca Float docketed a subsequent request for extension of time, seeking to extend the due date for the required ATC until September 30, 2015. In the application, the developer, Presidio de Tubac Development, Inc. (“Presidio Development”), states the following:

**“... given the continuing difficult economic circumstances in Santa Cruz County we hereby respectfully request a further extension in the time for beginning of construction of the above referenced project”.**

Presidio Development also provided Baca Float an updated request for service letter, dated September 27, 2013, in which the Company communicates its expectation that the economy will improve within the next few years so that the project can be finalized. Baca Float states that it concurs with the developer’s assessment of the local economy and, therefore, requests a further extension of time until September 30, 2015, for the provision of the ADEQ ATC.

Based on the application and all of the above, Staff does not object to Baca Float's request for further extension of time to provide the ADEQ ATC on the facilities needed to serve the first phase of development in the area outlined in Decision No. 69949. Staff therefore recommends that the Commission due date for filing the required ATC be extended until September 30, 2015, and that no further extensions of time be granted.

SMO:BKB:lh

Originator: Brian K. Bozzo

SERVICE LIST FOR:  
DOCKET NO.

BACA FLOAT WATER COMPANY  
W-01678A-07-0116

Mr. Gary Brasher, President  
BACA FLOAT WATER COMPANY  
Post Office Box 1536  
Tubac, Arizona 85646